



DEPARTMENT OF THE ARMY
HEADQUARTERS, AREA II SUPPORT ACTIVITY
UNIT #15333
APO AP 96205-5333

REPLY TO
ATTENTION OF:

IMKO-AB-PL-LO

18 July 2005

COMMAND POLICY # 5-7

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Area II Installations Open Container Policy

1. References:

- a. USFK Reg 27-5, Individual Conduct and Appearance.
- b. USFK Reg 190-1, Motor Vehicle Traffic Supervision.
- c. USFK Reg 190-50, Law Enforcement Procedures In Korea.
- d. USFK Policy Ltr #46, Drinking Age For SOFA Members

2. Applicability: This memorandum applies to all personnel on Area II installations.

3. General: The following policies are established for the use and prohibitions of open containers of alcoholic beverages on all Area II installations:

a. USFK Regulation 27-5, Sec. VIII, para 23, establishes both the authorized and unauthorized use of open containers of alcoholic beverages for USFK installations. Consistent with that regulation the following guidelines are established for all Area II Installations.

(1) Personnel will not possess an open container of an alcoholic beverage in a public place in Korea unless the public place is a facility, establishment, or other location authorized by U.S. military, or ROK Government authorities as a place intended for the consumption of alcoholic beverages. Personnel and their guests may possess open containers of alcoholic beverages in their quarters and on any porch, patio, lawn, or similar area immediately adjacent to their family quarters.

(2) Active duty service members may store/consume alcoholic beverages in billeting areas consistent with policies established by their unit commanders. An open container, when allowed, is restricted to the immediate area in and around each billet.

(3) Open containers are permitted in or around any public sporting area such as softball fields, soccer fields, football fields, gymnasiums, swimming facilities, etc. that are provided by an authorized vendor.

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(4) Open containers are permitted at areas designated for picnics. Such areas will generally have picnic tables, barbecue grills, and trash containers. All used or partially used open containers will be placed in the trash containers prior to departing the area. Open containers will not be transported back to family quarters or single billeting.

(5) Open containers will not be permitted outside any MWR facility or AAFES facility unless the area has an established location specifically designed for such purpose.

b. In accordance with USFK Regulation 190-1, Appendix D-15, an open container in any vehicle is strictly prohibited. Violation of this provision is subject to immediate suspension and revocation of vehicle licensing and registration privileges.

c. In accordance with USFK Policy Letter #46, no one under 21 years of age may purchase, possess, consume, or be served alcoholic beverages on or off any military installation or in any military activity in the Republic of Korea.


4. Sanctions:

a. Violations of this policy by individuals subject to the Uniform Code of Military Justice (UCMJ) may constitute violations of Article 92, UCMJ, subjecting the individual to criminal punishment and/or administrative sanction.

b. Violation of this policy by individuals not subject to the Uniform Code of Military Justice may subject the individual to administrative sanctions and civilian criminal prosecution.

c. Personnel found in violation of provisions of paragraph 3 (a-b) of this policy memorandum may have the containers confiscated and disposed of IAW AR 190-5, USFK Reg 190-50, and other applicable laws or regulations.

DISTRIBUTION: A


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COL, SC
Commanding